Appendix A

COURT OF APPEAL—STATE OF CALIFORNIA
FOURTH APPELLATE DISTRICT

DIVISION TWO

FILED
July 9, 1982

Keenan G. Casady, Clerk

Deputy Clerk

MARK A. SMITH,
Petitioner,

vs.

AL OLSON, etc., *et al,*
Respondents,

No. 29064

4 Civil County No. _____

THE COURT:

The petition for writ of mandate, originally filed in the Supreme Court and transferred to this court for decision is DENIED.

TROTTER, J.

Acting Presiding Judge

CC

Mark A. Smith Prof. Corp., Douglas M. Campbell, 24551 Raymond Way, Ste. 150, Lake Forest-El Toro 92630
Al Olson, Registrar of Voters, 1300 S. Grand Ave., Santa Ana 92705
March Fong Eu, Secretary of State, 1230 J St., Sacramento 95814

Appendix B

As discussed with the Clerk of Court, copies of this document have been lodged with the Court.

Appendix C

As discussed with the Clerk of Court, copies of this document have been lodged with the Court.

Appendix D

§ 6401. Party affiliation

No declaration of candidacy for a partisan office or for membership on a county central committee shall be filed, either by the candidate himself or by sponsors on his behalf, (1) unless at the time of presentation of the declaration and continuously for not less than three months immediately prior to that time, or for as long as he has been eligible to register to vote in the state, the candidate is shown by his affidavit of registration to be affiliated with the political party the nomination of which he seeks, and (2) the candidate has not been registered as affiliated with a qualified political party other than that political party the nomination of which he seeks within 12 months immediately prior to the filing of the declaration.

The county clerk shall attach a certificate to the declaration of candidacy showing the date on which the candidate registered as intending to affiliate with the political party the nomination of which he seeks, and indicating that the candidate has not been affiliated with any other qualified political party for the 12-month period immediately preceding the filing of the declaration. The provisions of this section shall not apply to declarations of candidacy filed by a candidate of a political party participating in its first direct primary election subsequent to its qualification as a political party pursuant to the provisions of Section 6430.

[Note: In 1977 the provision for filing by sponsors was deleted.]

§ 6430. Qualified parties

A party is qualified to participate in any primary election:

(a) If at the last preceding gubernatorial election there was polled for any one of its candidates for any office voted on throughout the state, at least 2 percent of the entire vote of the state; or

(b) If on or before the 135th day before any primary election, it appears to the Secretary of State, as a result of examining and totaling the statement of voters and their political affiliations transmitted to him by the county clerks, that voters equal in number to at least 1 percent of the entire vote of the state at the last preceding gubernatorial election have declared their intention to affiliate with that party; or

(c) If on or before the 135th day before any primary election, there is filed with the Secretary of State a petition signed by voters, equal in number to at least 10 percent of the entire vote of the state at the last preceding gubernatorial election, declaring that they represent a proposed party, the name of which shall be stated in the petition, which proposed party those voters desire to have participate in that primary election. This petition shall be circulated, signed, verified and the signatures of the voters on it shall be ceritfied to and transmitted to the Secretary of State by the county clerks substantially as provided for initiative petitions. Each page of the petition shall bear a caption in 18-point blackface type, which caption shall be the name of the proposed party followed by the words "Petition to participate in the primary election." No voters or organization of voters shall assume a party name or designation which is so similar to the name of an existing party as to mislead voters.

§ 6830. Contents

(c) A statement that the candidate is not, and was not at any time during the one year preceding the immediately preceding primary election at which a candidate was nominated for the office mentioned in the nomination paper, registered as affiliated with a political party qualified under the provisions of

Section 6430. The statement required by this subdivision shall be omitted when no primary election was held to nominate candidates for the office to which the independent nomination paper is directed.

[Note: Under the California Constitution, Art. 4, §8, election law statutes become effective on passage. On 4 April, 1982, the Governor signed Chapter 144 of the Statutes of 1982, repealing §6830, but moving the above language, *verbatim*, into §6894(g). Since all the cases and pleadings use the prior designation of "§ 6830(c)," that has been retained in this Petition.]

Appendix E

As discussed with the Clerk of Court, copies of this document have been lodged with the Court.

Appendix F

NON-QUALIFIED POLITICAL BODIES

1980-81

Citizens	Donald Mark Ritchie, Chairperson 924 Market Street, Room 612 San Francisco, CA 94102 (415) 392-7178
Equalitarian	Martha Abell, Chairperson 4642 Santa Fe Street Yorba Linda, CA 92686
La Raza Unida	Fred R. Aguilar, Partido State Chair 14609 Sander Street La Puente, CA 91744
Prohibition	Gene C. Armistead, Chairman 747 Mycorte Drive Escondido, CA 92026 (714) 747-5397
Socialist Labor	Dale F. Birum, State Secretary 255 Jayne Avenue, Apt. #104 Oakland, CA 94609 (415) 763-3792
Human Principles	David Allen Deans 2216 P St., #6 Sacramento, CA 95814
AMERICAN NATIONAL SOCIALIST PARTY	Maurice Palmer, State President P.O. Box 18861 San, Jose, CA

Appendix G

COUNTY OF ORANGE PARTY COUNT BY POLITICAL DISTRICT AS OF JULY 16, 1982

Registrar of Voters — Page 6
VROI401 — 07-18-82

Alphabetical Breakdown of County Total of Miscellaneous Party Column

Party Code and Name		Total
C	Conservative	31
E	Prohibition	17
F	Citizens Party	170
G	Socialist	23
I	Liberal	26
L	Socialist Worker	29
O	Patriotic Veterans	2
Q	Equalitarian Party	8
S	American	9
T	Socialist Labor	7
U	Constitution	10
W	La Raza Unida	150
Y	Boston Tea	3
Z	Other	404
	TOTAL MISCELLANEOUS	889